

Filed for intro on 02/02/95
House Bill _____
By _____

Senate No. SB1392
By Gilbert

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 12 relative to grand jury proceedings.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-12-104, is amended by deleting subsection (a) and by substituting instead the following:

Any person having knowledge or proof of the commission of a public offense triable or indictable in the county may testify before the grand jury.

SECTION 2. Tennessee Code Annotated, Section 40-12-104, is amended by deleting subsection (b) and substituting instead the following:

The person having knowledge or proof shall appear before the foreman. The person may also submit the sworn affidavits of others whose testimony the person wishes to have considered.

SECTION 3. Tennessee Code Annotated, Section 40-12-104(c), is amended by deleting the first sentence and substituting instead the following:

The person shall designate two (2) grand jurors who shall, with the foreman, comprise a panel to determine whether the knowledge warrants investigation by the grand jury.

Tennessee Code Annotated, Section 40-12-104(c) , is further amended by deleting from the third sentence the word “applicant” and substituting instead the word “person”.

SECTION 4. Tennessee Code Annotated, Section 40-12-104(d) , is amended by deleting from the first sentence the word “applicant” and substituting instead the word “person”.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

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